

Clerk of the United States Bankruptcy Court for  
the Southern District of New York  
One Bowling Green  
New York

Obergänserndorf, the 28<sup>th</sup> of December 2009

Bankruptcy case No: 08-1789 (BRL)  
My Claim.

JAN - 6 2010

Regarding: Opposition to the denial of my Claim  
Copy to: Irving H. Picard, Trustee

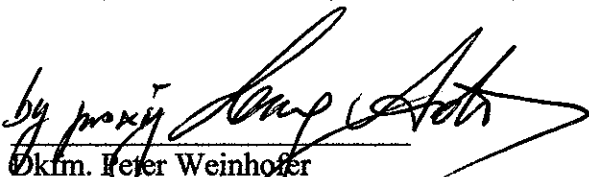
Dear Sir or Madam,

regarding the determination of the above mentioned claim by Irving H. Picard, Esq., Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff, I believe that although not being mentioned in the books of Bernard L. Madoff Securities Investments LLC (BLMIS) as direct customer I should be viewed as customers.

- The investment world since the inception of SIPA changed significantly; while formerly most investments were conducted via direct management of accounts, "state of the art" nowadays are investments via investment funds. So the purpose of the Securities and Investor Protection Act should be reviewed as a whole.
- As an investor through Primeo Select Euro Fund in Herald Fund SPC I should be as well protected as a direct investor – please find a copy of my Primeo holdings enclosed.
- In the proceedings (ADV. Pro. No: 09-1359 (BRL)) against Herald Fund SPC and HSBC Securities Services (Luxembourg) S.A. the trustee demands more than USD 578,033,847,- . This amount not only contains redemption proceedings which the vast majority of shareholders of the fund never received but also tax payments which were made on behalf of shareholders and funded by their equity.
- In the proceedings (ADV. Pro. No: 09-1359 (BRL)) against Herald Fund SPC and HSBC Securities Services (Luxembourg) S.A. the trustee demands more than USD 578,033,847,- . In demanding this amount also from HSBC, the trustee claims money which the feeder funds i.e. their shareholders should be entitled too.

Because of these reasons, I oppose the denial of my claim and ask you to review my claim again and grant it.

Thank you in advance - yours faithfully

  
Dkfm. Peter Weinhofer

Konto # 4446742 Herr Peter Weinböcker Telefon (tagsüber): +43 2264 7402 Berater: Lang & Partner Capitalberatung KEG  
Hauptstraße 53 Telefon (abends): Beraternummer: 2200071  
2111 Oberpörsnerndorf Telefon (mobil): Verpfändetes Depot zugunsten von:  
Österreich Telefax:  
E-Mail-Adresse:

\*\* Stand: 31.12.2009 11:02

Vermögen anzeigen mit

Wertpapier: WKN  Fondsfamilie: Alle   
Wertpapier Währung: Alle  Gewinn/Verlust: >=   
Portfolio: Alle  Übernehmen

Ergebnisse sortieren nach: ISIN, Anzahl

Anzahl der Datensätze: 2

Links	Handel	Portfolio	Fondsfamilie	WKN	MOV	ISIN	Beschreibung	Währung
		000	BA WORLDWIDE	576058	0025060.000	KYG7243U1085	Bimbo Select Fund EURO	EUR

Konto # 4446742 Herr Peter Weinböcker Telefon (tagsüber): +43 2264 7402 Berater: Lang & Partner Capitalberatung KEG  
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		Marktwert		Anschaffungskosten		Gewinn/Verlust netto		Dividendenwiederanlage Option
Währung	Anzahl	Basiswährung	EUR	Basiswährung	EUR	Basiswährung	EUR	
EUR	2.056,84	0,00	0,00	79.521,30	79.521,30	-79.521,30	-79.521,30	